IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.5383 OF 2005

Rashid @ Guddu @ Malik
Sagur Khan ...Applicant
Vs.
The State of Maharashtra ...Respondent

Ms Sukanta Karmarkar i/by Vishal Ingwale for the Applicant.
Mr. R.Y. Mirza, A.P.P. for the Respondent.

CORAM : A. S. OKA, J.
DATE : AUGUST 31, 2005.

P.C.:

1. Heard advocate appearing for the Applicant and the learned A.P.P. for the State.

2. The prayer in this Application is for modification of condition (a) incorporated in order dated 13th January, 2005 by which the Applicant was ordered to be enlarged on bail.

3. The case made out in the Application is that the Applicant is not in a position to furnish bail in the sum of Rs.50,000/- and therefore, he could not avail of the order granting bail which is passed nearly eight months ago. After having heard the Advocates appearing for the parties, in my view, a case is made out for modification to a limited extent. Considering the facts and circumstances of the case, bail amount will have to be reduced to Rs.25,000/- and the Applicant will have to furnish two local sureties in the sum of Rs.12,500/- each. Hence, I pass the

following order: : O R D E R :

i) Application is disposed of by directing that clause (a) of the order dated 13th January, 2005 passed in Criminal Application No.5796 of 2004 will be substituted by following:

> (a) The Applicant be enlarged on bail in connection with C.R.No.101 of 2003 registered with DCB CID, Unit IV, Mumbai on executing personal bond in the sum of Rs.25,000/- with two local sureties in the sum of Rs.12,500/- each.

ii) Parties to act upon an authenticated copy of this order.

JUDGE